

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC.,
PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBITS:

**JOINT MOTION TO DISMISS DEFENDANT
AMERICAN MEDICAL SYSTEMS, INC. WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibits A-D and defendant American Medical Systems, Inc. (“AMS”) advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and AMS jointly move the court to dismiss AMS as a defendant in these actions with prejudice, and terminate AMS from the docket in the actions, parties to bear their own costs. Other defendants remain in these actions, and plaintiffs will continue to pursue these actions against them.

Respectfully:

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Dated: April 17, 2017

EXHIBIT A – ANDRUS WAGSTAFF

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-14414	Rose Daly, Ronald Daly v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT B – JOHNSON BECKER

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-CV-00959	Nancy Killinsworth v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:12-CV-06883	Kathleen Ryan, John Ryan v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT C – SHOWARD LAW FIRM

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-24143	Mary Helen Quintana, Chirstopher Ortega v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT D- SOMMERS SCHWARTZ

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-CV-26217	Helen McAuliffe v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc., Coloplast Corp.

CERTIFICATE OF SERVICE

I hereby certify that on April 17, 2017, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Barbara R. Binis

Barbara R. Binis